Case 19-25000-JKS Doc 104 Filed 10/23/21 Entered 10/24/21 00:13:25 Description Description

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b) RUSSELL LOW, ESQ. RLL-4745 LOW & LOW, LLC Attorneys at Law 505 Main Street Hackensack, NJ 07601 (201) 343-4040

Order Filed on October 20, 2021 by Clerk U.S. Bankruptcy Court District of New Jersey

In Re:

Lina C. Granada

Attorneys for Debtor

Case No.: 19-25000

Chapter: 13

Judge: JKS

# ORDER ON MOTION FOR AUTHORIZATION TO ENTER INTO FINAL LOAN MODIFICATION AGREEMENT (CHAPTER 13)

The relief set forth on the following page is **ORDERED**.

DATED: October 20, 2021

Honorable John K. Sherwood United States Bankruptcy Court

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The Court having reviewed the Motion for Authorization to Enter into Final Loan Modification
Agreement filed on June 8, 2021 , as to the first mortgage [enter first,
second, third, etc.] concerning real property located at 263 Hillcrest Avenue Wood Ridge, NJ 07075 , and the Court having considered any
objections filed to such motion, it is hereby ORDERED that:
The debtor is authorized to enter into the final loan modification agreement.
1) The loan modification must be fully executed no later than 14 days from the date of this order. If it is not, the secured creditor, within 14 days thereafter, must file with the Court and serve on the debtor, debtor's attorney, if any, and the standing trustee a Certification indicating why the agreement was not fully executed. A response by the debtor, if any, must be filed and served within 7 days of the filed date of the secured creditor's Certification; and
2) Upon the filing of the Certification required above, and absent a response from the debtor, the standing trustee may disburse to the secured creditor all funds held or reserved relating to its claim. Absent the filing of the Certification within the time frame set forth above, the standing trustee wil disburse funds on hand to other creditors pursuant to the provisions of the confirmed Plan and any proof of claim filed in this case with respect to the mortgage is deemed modified and incorporated into the Loar Modification Agreement; and
3) Unless the debtor's Plan has been confirmed with 100% paid to unsecured creditors, the debtor must file a <i>Modified Chapter 13 Plan and Motions</i> within 14 days of consummation of the loan modification. If the loan modification results in material changes in the debtor's expenses, the debtor must also file amended Schedules I and J within 14 days of the date of this Order; and
4) Check one:
There is no order requiring the debtor to cure post-petition arrears through the Plan; or
Post-petition arrears are capitalized into the loan modification agreement, and the Order filed on requiring the Standing Trustee to make payments based on the
arrearage is vacated as of the date of this order; or
Post-petition arrears have not been capitalized into the loan modification agreement, and the Standing Trustee will continue to make payments to the secured creditor based on the Order filed on; and
5) If fees and costs related to loss mitigation/loan modification are sought by the debtor's attorney, an Application for Compensation in compliance with D.N.J. LBR 2016-1 must be filed.
The Motion for Authorization to Enter into Final Loan Modification Agreement is denied.

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United States Bankruptcy Court District of New Jersey

In re: Case No. 19-25000-JKS

Lina C Granada Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-2 User: admin Page 1 of 2
Date Rcvd: Oct 21, 2021 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 23, 2021:

Recipi ID Recipient Name and Address

db + Lina C Granada, 263 Hillcrest Avenue, Wood Ridge, NJ 07075-1223

TOTAL: 1

 $Notice \ by \ electronic \ transmission \ was \ sent \ to \ the \ following \ persons/entities \ by \ the \ Bankruptcy \ Noticing \ Center.$ 

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

#### NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 23, 2021 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 21, 2021 at the address(es) listed below:

Name Email Address

Andrew M. Lubin

on behalf of Creditor WELLS FARGO BANK N.A. AS TRUSTEE FOR FREDDIE MAC SECURITIES REMIC TRUST,

SERIES 2005-S001 bkecf@milsteadlaw.com, alubin@milsteadlaw.com

Denise E. Carlon

on behalf of Creditor Gulf Harbour Investments Corporation dcarlon@kmllawgroup.com bkgroup@kmllawgroup.com

Marie-Ann Greenberg

magecf@magtrustee.com

Melissa N. Licker

on behalf of Creditor Wells Fargo Bank N.A. as trustee for Freddie Mac Securities REMIC Trust, Series 2005-S001

mlicker@hillwallack.com, HWBKnewyork@ecf.courtdrive.com

Melissa N. Licker

on behalf of Creditor Wells Fargo Bank N.A. as trustee for Freddie Mac Securities REMIC Trust, Series 2005-S001 as serviced

by JPMorgan Chase Bank, N.A. mlicker@hillwallack.com, HWBKnewyork@ecf.courtdrive.com

Case 19-25000-JKS Doc 104 Filed 10/23/21 Entered 10/24/21 00:13:25 Desc Imaged Certificate of Notice Page 4 of 4

District/off: 0312-2 User: admin Page 2 of 2 Date Rcvd: Oct 21, 2021 Form ID: pdf903 Total Noticed: 1

R. A. Lebron

on behalf of Creditor Select Portfolio Servicing Inc., as servicer for Wells Fargo Bank, NA, as trustee for Freddie Mac Securities REMIC Trust 2005-8001 bankruptcy@fskslaw.com

R. A. Lebron

on behalf of Creditor Wells Fargo Bank NA, as trustee for Freddie Mac Securities REMIC Trust 2005-S001, serviced by Select

Portfolio Servicing, Inc. bankruptcy@fskslaw.com

Russell L. Low

on behalf of Debtor Lina C Granada ecf@lowbankruptcy.com ecf@lowbankruptcy.com;r57808@notify.bestcase.com

Tammy L. Terrell

on behalf of Creditor Select Portfolio Servicing Inc., as servicer for Wells Fargo Bank, NA, as trustee for Freddie Mac Securities REMIC Trust 2005-S001 bankruptcy@fskslaw.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

William M.E. Powers, III

on behalf of Creditor Wells Fargo Bank N.A. as trustee for Freddie Mac Securities REMIC Trust, Series 2005-S001

ecf@powerskirn.com

TOTAL: 11